

מדינת ישראל

משרד ראש הממשלה

גנזך המדינה

G:local Government

65

מסמך

תקנה תשלום - תשלום

Tulkarm (Control of Hawkers)

By-laws, 1947

יולי 1948 - תחילת 1948

מדינת ישראל

גנזך המדינה



Tulkarm (Control of Hawkers) B

שם:

מ - 65 / 218

מספר: 1163890

603 - 2.7/1

21/03/2010

02-112-04-07-04

מזהה פנימי

מזהה לוגי

כתובת:

מחלקה

תאריך תשלום - תשלום

מסמך

מסמך

6/18/11/45

G	18/11	45
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GOVERNMENT OF PALESTINE

C. S. O.

S U B J E C T

Tulkarm (Control of Hawkers)

By-Laws, 1948

GPP-20483-10000-20-11-48

CONNECTED FILES

NUMBER AND YEAR

S U B J E C T

19/11/48
JH

① D.C. Samaria District — 7.1.48

② A.G. F.1a Tulka (Control of Hawkers) By-laws, is submitted for vetting & initialling

Y in order please 27/2/11

(3) C.S.

I have vetted and initialled the Tulka (Control of Hawkers) By-laws, 1948, which may be submitted to H.E. for confirmation.

J. Necker

ASST. LEGAL DRAFTSMAN.

26 January, 1948.

(4) P.D.S(A)

At f. 1a is a draft ~~hand~~ & Tulka (Control of Hawkers) By-laws, 1948, vetted and initialled by the L.D.O. side in 3, submitted for signature by the Chief Secretary, Y approved pl.

D.C. Samaria recommends the approval & the early publication of these By-laws.

It is recommended that H.E. may be pleased to approve the Tulka (Control of Hawkers) By-laws, 1948 and signify his approval on the file

27/2/11

(5) C.S.

At f(1a) is submitted a set of by laws for the Control of Hawkers and Control of Poles at Tulka, recommended by the DC in f(1) for your signature at places indicated by flags.

27/2/11

2/2

6. Sayed Al.

Arrange pl. for the early
publication of the Tulkarem (Central
& Hawkers) & (Central & Porters) By-laws, 1948,
at fr. 1a x 2

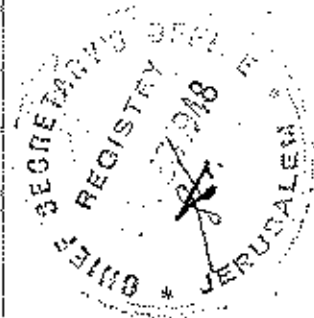
27/3/2

27/4/2

7.

Entered for Publication in Palestine	
Number 1647	19.2.48

8/10/48



⑧ To D.C. Nablus — 19.2.48.

PA
27/10/2

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(2)

and for the... (a) of the
(b) of the
to (c) of the...
at (d) of the...
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8/18/11/45

—ulham (Control of Hawks) By-law
1948

Mr. Zawali 15/1

9/9 22/1

Mr. Zawali 26/1

Gaz. Clerk 4/2

Mr. Zawali 16/2

Mr. Samain
Mr. Zawati
YZ. 18.2.48.

(8)

G/18/11/45

18th February, 1948.

District Commissioner,
Nablus.

(1)

I am directed to refer to your letter no.52/16 of the 7th January, 1948 on the subject of the Tulkarm (Control of Hawkers) By-Laws, 1948, and to inform you that these by-laws are being published in the Palestine Gazette no.1647 of 18.2.48.

(A. ZAWATI)
for CHIEF SECRETARY.

GOVERNMENT OF PALESTINE.

IN REPLY PLEASE QUOTE

No. 52/16



DISTRICT COMMISSIONER'S OFFICE.
SAMARIA DISTRICT,
NABLUS.

REGISTERED

7th January, 1948

Chief Secretary ✓

9/18/11/48 after

I have the honour to submit, in quadruplicate, for favour of consideration and publication in the gazette if approved, by-laws entitled the Tulkarm (Control of Hawkers) By-laws, 1948, and the Tulkarm (Licensing and Control of Porters) By-laws, 1948.

2. These by-laws are respectively identical with

- (i) the Nablus (Control of Hawkers) By-laws, 1947, published at page 1609 of supplement no.2 to gazette no.1626 of the 30.10.47, and
- (ii) the Nablus (Licensing and Control of Porters) By-laws, 1947, published at page 1223 of supplement no.2 to gazette no.1605 of the 21.8.47, with the exception that there is no clause in the Tulkarm (Licensing and Control of Porters) By-laws, 1948, which corresponds to clause 19 of the equivalent Nablus by-laws revoking certain by-laws regarding porters which were previously in force in the Nablus municipal area, as no such by-laws are in force at present in Tulkarm.

Amman Amman
District Commissioner,
Samaria District.

Copy to:- Ag.A.D.C., Tulkarm.

MAILED 12

BY-LAWS MADE BY THE MUNICIPAL COUNCIL OF TULKARM UNDER SECTION 99.

No. 1 of 1934.

IN EXERCISE of the powers vested in them, by section 99 of the Municipal Corporations Ordinance, 1934, the Municipal Council of Tulkarm have made the following by-laws:-

Citation.

1. These by-laws may be cited as the Tulkarm (Control of Hawkers) By-laws, 1948.

Interpretation.

2. In these by-laws-

"cart" includes any hand-cart, barrow, or other means of conveyance, propelled manually or drawn by animals, and used for the sale of goods;

"Council" means the Municipal Council of Tulkarm;

"hawker" means any hawker, peddler, or street seller, and includes any person who, in any street or public place otherwise than in permanent premises, sells any goods, or sells his skill in handicraft, or any person who goes from place to place, or to houses of other persons, carrying to sell any goods, or selling his skill in handicraft, but does not include regular sellers of milk products and eggs;

"Mayor" means the Mayor of Tulkarm;

"municipal officer" means any person authorised by the Mayor in writing to ensure that the provisions of these by-laws are complied with.

Licences.

3.-(1) No person shall, within the municipal area of Tulkarm carry on the trade of a hawker, unless he is the holder of a licence to carry on a trade of a hawker granted to him under these by-laws.

(2) No hawker, whether a holder of a licence under sub-by-law (1) or not, shall use a cart for the purpose of his trade, unless he is the holder of a licence to use a cart, granted to him under these by-laws.

Grant or refusal of licences.

4.-(1) An application for any licence under by-law 3 shall be submitted to the Mayor, who may grant the application and issue the licence subject to such conditions as to him shall appear fit; and he may refuse the issue of a licence without assigning any reason.

(2) No licence shall be issued to any person under the age of fifteen years.

(3) The licence shall be signed by the Mayor or his duly authorised representative.

Power to limit number of licences.

5. The Council may limit the number of licences to be issued annually under these by-laws.

Validity of licences.

6.-(1) A licence issued under these by-laws shall be valid from the date of issue until the thirty-first day of March next following, and shall not be transferable. The holder of a licence, shall at all times, when plying his trade, carry his licence with him and shall, on demand, produce it to any police officer or municipal officer.

(2) The Mayor may withdraw any licence issued under these by-laws without assigning any reason.

Licence fees.

7. A fee of 500 mils shall be paid in respect of each licence to carry on a trade of a hawker and a fee of 500 mils shall be paid in respect of a licence to use a cart.

- Number-plates. 8.-(1) A holder of a licence to carry on a trade of a hawker granted under sub-by-law (1) of by-law 3 shall, at all times when plying his trade, carry visibly displayed above the elbow and on the outer side of his left arm, a number-plate to be provided by the Council.
- (2) A holder of a licence to carry on a trade of a hawker and of a licence to use a cart, granted under sub-by-laws (1) and (2) respectively of by-law 3 shall, in addition to wearing the number-plate referred to in sub-by-law (1) cause a number-plate, provided by the Council, to be affixed conspicuously to such cart.
- Fee for number-plates. 9. A fee of 150 mils shall be payable for each number-plate referred to in sub-by-laws (1) and (2) respectively of by-law 8:
- Provided that the sum paid for the number-plate shall be refunded at any time to the person who paid it if such person returns the number-plate to the Council in good condition.
- Arrangement of goods on cart. 10. A hawker in charge of a cart shall arrange his goods in such a manner as to prevent their protrusion beyond the edges of the cart on either side or to the front or rear of the cart.
- Design of carts. 11. The Mayor may require that carts shall conform to designs and specifications approved by the Council, and particulars of which shall be exhibited at the offices of the Council.
- Carts not to be used on side-walks or foot-ways. 12. No hawker shall place, or cause or allow to be placed his cart, tray or stand on a sidewalk or a footway in any street, nor shall he park, or cause or allow to be parked such cart on a sidewalk or a footway in any street.
- Areas wherein hawkers prohibited. 13. No hawker shall ply his trade, whether by cart or otherwise-
- (a) in any thoroughfare, or
(b) within any part of the municipal area, which may, from time to time, be declared by the Council, by notice in one or more newspapers circulating in the municipal area, and in the offices of the Council, as an area, in which it is prohibited to carry on a trade of a hawker.
- No halting at specified places. 14. No hawker shall halt his cart, or cause or allow it to remain stationary, or put his tray or stand, within twelve metres of any bus-stops terminus or parking place for omnibuses or other vehicles, or within ten metres of a street corner, or in any municipal recreation ground, garden or park.
- Cart to be kept to the right side of the street; 15. A hawker shall keep his cart to the right side of the street and close to the kerb of the right sidewalk.
- Cart not to be left unattended in any street. 16. No hawker shall permit his cart, tray or stand to remain unattended in any street within the municipal area.
- Removal of carts. 17. The Mayor, or a police officer, or a municipal officer, may order the removal of any cart stationed, or tray or stand placed at any place in contravention of these by-laws.
- Penalty. 18. Any person who contravenes any of these by-laws shall, on conviction, be liable to a fine of twenty pounds.

H. Jayousi
Hakem Jayousi
Mayor of Tulkarm

2nd January
January, 1948
(6/18/1145)

Confirmed.
By His Excellency's Command,

K. Lamm
Chief Secretary

MUNICIPAL CORPORATIONS ORDINANCE, 1934.

BY-LAWS MADE BY THE MUNICIPAL COUNCIL OF TULKARM UNDER SECTION 99.

No. 1 of 1934.

IN EXERCISE of the powers vested in them under section 99 of the Municipal Corporations Ordinance, 1934, the Municipal Council of Tulkarm have made the following by-laws:-

Citation.

1. These by-laws may be cited as the Tulkarm (Licensing and Control of Porters) By-laws, 1948.

Interpretation.

2. In these by-laws:-

"cart" includes any hand-cart, barrow and any other means of conveyance propelled or drawn by hand which does not exceed 170 centimetres in length and 130 centimetres in width.

"Council" means the Municipal Council of Tulkarm.

"Mayor" means the Mayor of Tulkarm.

"Municipal Official" means any person authorised by the Mayor in writing to supervise that the provisions of these by-laws be complied with.

"porter" means any person who carries or transports goods from one place to another by any means other than by animal-drawn or mechanically-propelled vehicle, and who receives payment for his services as porter.

Cap. 128.

"Vehicle" has the same meaning as in the Road Transport Ordinance.

Licence.

3.-(1) No person shall engage in, or ply, the trade or calling of a porter without the authority of, or in accordance with, the terms and conditions of a licence granted to him by the Mayor under these by-laws in form B contained in the Schedule to these by-laws.

(2) No porter shall use a cart for transportation of goods unless he is authorised so to do under the terms and conditions of his licence.

(3) An application for a licence shall be submitted to the Mayor who may grant or refuse it without assigning any reasons therefor. Any such application shall be in form A contained in the Schedule to these by-laws.

(4) No licence shall be granted to any person who has not attained the age of eighteen years.

(5) Any person to whom a licence has been granted under these by-laws shall comply with the terms and conditions thereof.

(6) The Mayor may at any time suspend or revoke a licence granted under these by-laws without assigning any reasons therefor.

Power to limit number of licences.

4. The Council may limit the number of licences to be granted annually under these by-laws.

Validity of licences.

5. A licence granted under these by-laws shall be valid from the date of issue until the 31st day of March next following, and shall not be transferable. The holder of the licence shall at all times when standing or plying for hire carry his licence with him and shall produce it to any police officer or Municipal Official on demand.

Licence fees.

6. A fee of one hundred mils shall be paid in respect of each licence and an additional fee of four hundred mils shall be paid for the permission to use a cart.

Number-plate.

7.-(1) A porter shall at all times when standing or plying for hire carry, visibly displayed on the front of his left arm, a number-plate to be provided by the Council, bearing a number which shall be inserted in his licence.

(2) A porter authorised under his licence to use a cart shall cause a number-plate to be provided by the Council, bearing a number which shall be inserted in his licence, to be conspicuously affixed to the rear of such cart.

(3) A fee of 150 mills shall be paid for the number-plate provided by the Council under sub-by-law (1) or (2):

Provided that the sum paid for the number-plate shall be refunded to the person who paid it at any time if the person who was provided with such number-plate returns it to the Council in good condition.

Arrangement of load.

8. A porter in charge of a cart and transporting goods thereon shall arrange such goods in such manner as not to protrude beyond the edges of the cart for more than fifty centimetres on either side or one metre either in front or the rear of the cart.

Prohibition on footways.

9. No porter shall use a cart on a footway in any street, nor shall he station or suffer to be stationed such cart on such footway.

Halting of cart.

10. No porter shall halt a cart within five metres of any street corner.

No parking at specified places.

11. No porter shall halt a cart or cause it to remain stationary at any terminus or parking place designed for omnibuses or other vehicles.

Duty to keep to the right.

12. A porter shall while propelling or drawing a cart keep such cart on the right hand side of the road facing the direction in which he is proceeding and close to the kerb of the footway and shall, unless prevented by traffic or other unavoidable cause, proceed without stopping:

Provided that the provisions of this by-law shall not prohibit the stoppage of a cart for a period of time not exceeding 15 minutes for the purpose of loading or unloading.

Parking of cart.

13.-(1) The Council may designate parking places for carts and shall, by notice exhibited at any such parking place, fix the number of carts allowed to park at any one time at such parking places.

(2) Subject to the provisions of by-law 12, no porter shall park a cart at any place other than a place designated therefor under sub-by-law (1).

Attendance.

14. Subject to the provisions of by-law 12 no porter shall permit his cart to remain stationary unattended on any road.

Use of animal.

15. No porter shall in any way use an animal for the transportation of goods.

Removal of carts.

16. The Mayor or any Municipal Official or any police officer may order any porter to remove any cart stationed at any place in contravention of these by-laws and upon his refusal or failure to comply with such order forthwith any Municipal Official or police officer may remove such cart or cause it to be removed.

Lost property.

17. A porter shall deliver to its owner or a police station any article accidentally left with him by any person who has employed him as a porter, within 24 hours from the moment of discovering such article.

Penalty.

18. Any person who contravenes any of the provisions of these by-laws shall be guilty of an offence, and shall, on conviction, be liable to a fine not exceeding twenty pounds.

SCHEDULE.

FORM A (FORM OF APPLICATION).

1. First name of applicant:
2. Surname:
3. Age:
4. Place of residence:
5. Is the application for a licence to use a cart:
6. Place where applicant desires to stand:

FORM B (FORM OF LICENCE).

A licence is hereby granted to Mr. -----

residing at ----- to ply the trade of a porter
without/with permission to use a cart bearing No. -----
Special conditions -----

This licence shall expire on the 31st day of March, 194...

Date:

Signature

H. Jayousi
Hashem Jayousi
Mayor of Tulkarm.

Confirmed.

By His Excellency's Command,

2nd February
January, 1948.

[Signature]
Chief Secretary